



IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Doug GRUMMAN

Confirmation No.: 3760

Application No.: 09/865,441

Examiner: Yigdall, Michael

Filing Date: May 29, 2001

Group Art Unit: 2192

Title: AUTOMATIC CONFIGURATION OF PERFORMANCE MANAGEMENT TOOLS

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified application.

NOTE: 37 CFR 1.114 is effective on May 20, 2000. If the above- application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

Submission under 37 CFR 1.114

() Previously submitted:

() Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

() Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
() Other _____

(X) Enclosed:

(X) Amendment/Reply

() Affidavit(s)/Declarations(s)

() Information Disclosure Statement (IDS)

05/22/2007 YPOLIFE1 00000044 002025 09865441

() Other _____ 01-FC-1801 790.00 DA

Miscellaneous

() Suspension of action is requested under 37 CFR 1.103(c) for a period of _____ months.
The fee for this Suspension is (37 CFR 1.17(i)) \$130.00

() Other _____

(X) RCE filing fee \$790.00

- () A Petition for Extension of Time
- | | |
|------------------|-----------|
| () one month | \$120.00 |
| () two months | \$450.00 |
| () three months | \$1020.00 |
| () four months | \$1590.00 |

Please charge to Deposit Account **08-2025** the sum of \$790.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account **08-2025** under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

(X) A duplicate copy of this transmittal letter is enclosed.

- () I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450.
Date of Deposit: _____

OR

- () I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number on _____

Number of pages: _____

Typed Name: _____

Signature: _____

Respectfully submitted,

Doug GRUMMAN

By _____

Kelly Lee Kasha

Attorney/Agent for Applicant(s)

Reg. No. **47,743**

Date: **May 21, 2006**

Telephone No.: **(202) 662-2700**